

**CONTROLLED SUBSTANCE DATABASE - REPORTING FOR
OVERDOSE OF A PRESCRIBED CONTROLLED SUBSTANCE**

2010 GENERAL SESSION

STATE OF UTAH

LONG TITLE

General Description:

This bill amends provisions of the Utah Health Code and the Utah Controlled Substances Act to provide for notification to a practitioner when a patient is admitted to a hospital for an overdose involving a controlled substance that the practitioner may have prescribed to the patient.

Highlighted Provisions:

This bill:

- requires that, when a health care provider admits a patient to a hospital for an overdose involving a prescribed controlled substance, the health care provider must report the overdose and other information to the Division of Occupational and Professional Licensing (DOPL);
- requires that, when DOPL receives a report described in the preceding paragraph, DOPL must notify each practitioner that may have written a prescription for the controlled substance of the overdose and certain information relating to the overdose; and
- makes technical changes.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

26-7-6, Utah Code Annotated 1953

58-37-7.9, Utah Code Annotated 1953

32 *Be it enacted by the Legislature of the state of Utah:*

33 Section 1. Section **26-7-6** is enacted to read:

34 **26-7-6. Health care provider to report prescribed controlled substance overdose.**

35 A health care provider who admits a patient into a hospital for an overdose involving a
36 prescribed controlled substance shall, within three business days after the day on which the
37 patient is admitted, send a report to the Division of Occupational and Professional Licensing,
38 created in Section 58-1-103, of:

39 (1) the patient's name;

40 (2) each drug found in the patient's system that may have contributed to the overdose;

41 and

42 (3) the name of each person who prescribed a drug described in Subsection (2) to the
43 patient, if known.

44 Section 2. Section **58-37-7.9** is enacted to read:

45 **58-37-7.9. Reporting prescribed controlled substance overdose to a practitioner.**

46 (1) The definitions in Subsection 58-37-7.5(1) apply to this section.

47 (2) If the division receives a report from a health care provider under Section 26-7-6,
48 relating to a hospital admission of a patient for a prescribed controlled substance overdose, the
49 division shall, within three business days:

50 (a) attempt to identify, through the database, each practitioner who may have
51 prescribed the controlled substance to the patient; and

52 (b) provide each practitioner identified under Subsection (2)(a) with:

53 (i) a copy of the information provided by the health care provider under Section
54 26-7-6; and

55 (ii) the information obtained from the database that led the division to determine that
56 the practitioner receiving the information may have prescribed the controlled substance to the
57 patient.

58 (3) It is the intent of the Legislature that the information provided under Subsection
59 (2)(b) is provided for the purpose of assisting the practitioner in:

60 (a) discussing issues relating to the overdose;

61 (b) advising the patient on measures that may be taken to avoid a future overdose; and

62 (c) making decisions regarding future prescriptions written for the patient.

Legislative Review Note
as of 9-30-09 3:02 PM

Office of Legislative Research and General Counsel